

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AP4 D'PCT/PTO 29 NOV 2005

10/530863

In re Application of:
 Antonio Aguirrebal OROZ
 Serial No. 10/530,863
 IA Filing Date: October 10, 2002
 For: TUBULAR CONTAINER COMPRISING TAMPER-...

Atty's Dkt: OROZ1
) Application Division
) ATTN: PCT
) Washington, D.C.
) Confirmation No. 2256
) Date: November 29, 2005

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office
 Customer Service Window
 Randolph Building, Mail Stop Missing Parts
 401 Dulany Street
 Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated September 30, 2005. Attached hereto is/are:

[XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title and priority information.
 [XX] Additional fees as calculated below:

[XX] Search fee	\$100.00
[XX] Examination fee	\$200.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [XX] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)	RATE
0	X \$250.00
Number of Claims Previously Paid For	Number of Extra Claims
4- 20 = 0	X \$ 50.00
1- 3 = 0	X \$200.00
Multiple Dependent Claims (if applicable)	+ \$360.00
TOTAL OF ABOVE CALCULATIONS	
\$430.00	
Reduction of $\frac{1}{2}$ for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.	
SUBTOTAL	
\$430.00	
Processing fee of \$130.00 for late furnishing of the English translation.	
TOTAL NATIONAL FEE	
\$430.00	

[] Surcharge for late filing of the Declaration was paid on _____
 [] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity		
Response Filed Within		
[] First	-	\$ 60.00
[] Second	-	\$ 225.00
[] Third	-	\$ 510.00
[] Fourth	-	\$ 795.00
[] Fifth	-	\$1,080.00
month after time period set		

Other Than Small Entity		
Response Filed Within		
[] First	-	\$ 120.00
[] Second	-	\$ 450.00
[] Third	-	\$1,020.00
[] Fourth	-	\$1,590.00
[] Fifth	-	\$2,160.00
month after time period set		

[XX] Total fees enclosed: \$ 430.00

[XX] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$ 430.00 is enclosed to cover the above fees.

[XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

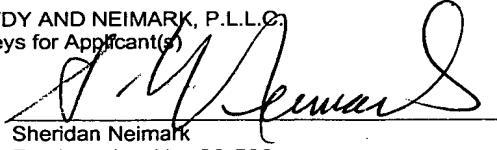
[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent

12/01/2005 MKAY issue fees under 37 CFR 1.18.

01 FC:1633	200.00 OP
02 FC:1641	100.00 OP
03 FC:1617	130.00 OP

BROWDY AND NEIMARK, P.L.L.C.
 Attorneys for Applicant(s)

By:


 Sheridan Neimark
 Registration No. 20,520



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

OCHA.

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,863	Antonio Aguirrezabal Oroz	OROZ1
INTERNATIONAL APPLICATION NO.		
PCT/ES02/00477		
1444	I.A. FILING DATE	PRIORITY DATE
BROWDY AND NEIMARK, P.L.L.C. 624 NINTH STREET, NW SUITE 300 WASHINGTON, DC 20001-5303	10/10/2002	
CONFIRMATION NO. 2256		
371 FORMALITIES LETTER		
 OC000000017106451		

Date Mailed: 09/30/2005

MSP = 30 NO 2005.
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/11/2005
- Copy of the International Search Report filed on 04/11/2005
- Request for Immediate Examination filed on 04/11/2005
- Specification filed on 04/11/2005
- Claims filed on 04/11/2005
- Abstracts filed on 04/11/2005
- Drawings filed on 04/11/2005

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The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1.- ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,863	PCT/ES02/00477	OROZI

FORM PCT/DO/EO/905 (371 Formalities Notice)